

MICHAEL W. SANFT, ESQ. (8245)  
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Attorney for DYLAN DUBOIS

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff,

vs.

DYLAN DUBOIS,

Defendant.

2:13-mj-00776-vcf

**STIPULATION TO CONTINUE  
PRELIMINARY HEARING  
(First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel Bogden, United States Attorney, and Cristina Silva, Assistant United States Attorney, counsel for the United States of America, and Michael W. Sanft, counsel for DYLAN DUBOIS, that the Preliminary Hearing currently scheduled for Thursday, October 23, 2014 at the hour of 4:00 p.m., be vacated and set to a date and time convenient to this Court but no earlier than the change of plea currently scheduled.

This Stipulation is entered into for the following reasons:

1. Defense counsel has communicated with the Government regarding the trial, current negotiations, and other issues.
2. Out of an abundance of caution due to the extremely serious nature of the charges, the type of evidence involved, and the looming trial date, defense counsel requires more time to review discovery and prepare for Mr. Dubois' defense.
3. The defendant is not incarcerated and agrees to the continuance.

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2 4. The parties agree to the continuance.

3 5. The additional time requested herein is not sought for purposes of delay, but to allow  
4 sufficient time to prepare effectively for Mr. Dubois' defense.

5 6. The additional time requested by this Stipulation is excludable in computing the time  
6 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
7 States Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A),  
8 considering the factors under Title 18, United States Code §§ 3161(h)(7)(B) and  
9 3161(h)(7)(B)(iv).  
10

11 7. This is the first stipulation to continue filed herein.

12 DATED this 23<sup>rd</sup> day of October, 2014.

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14 By: /s/  
MICHAEL W. SANFT  
Nevada Bar No. 8245  
520 South Fourth Street  
Las Vegas, Nevada 89101  
Attorney for Dylan Dubois  
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19 By: /s/  
CRISTINA SILVA  
Assistant United States Attorney  
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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff,

vs.

DYLAN DUBOIS,

Defendant.

2:13-mj-00776-vcf

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW, AND ORDER**

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Defense counsel has communicated with the Government regarding the trial, current negotiations, and other issues.
2. Out of an abundance of caution due to the extremely serious nature of the charges, the type of evidence involved, and the looming trial date, defense counsel requires more time to review discovery and prepare for Mr. Dubois' defense.
3. The defendant is not incarcerated and agrees to the continuance.
4. The parties agree to the continuance.
5. The additional time requested herein is not sought for purposes of delay, but to allow sufficient time to prepare effectively for Mr. Dubois' defense.
6. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§ 3161(h)(7)(B) and

3161(h)(7)(B)(iv).

7. This is the first stipulation to continue filed herein.

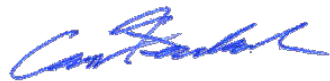
### CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence. The continuance sought herein is excludable under the Speedy Trial Act, title 18, United States Code, Section 3161(h)(1)(A), 3161(h)(7) and Title 18 United States Code, §§ 3161 (h)(7)(A), when the considering 3161(h)(7)(B)(iv). the facts under Title 18, United States Code, §§ 316(h)(7)(B) and

### ORDER

IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled for Thursday, October 23, 2014, be vacated and continued to November 24, 2014 at the hour of 4:00 p.m. or to a date and time convenient to the court, but after the change of plea date.

DATED 23rd day of October, 2014.



UNITED STATES ~~DISTRICT~~ JUDGE  
Magistrate